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22386 U.S. PTO
10/734440



December 11, 2003

Attorney Docket No.: MP0389

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450



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WASHINGTON, DC

Presented for filing is a new patent application claiming priority from a provisional patent application of:

Applicant: HEMANTH SAMPATH and RAVI NARASIMHAN

Title: RATE ADAPTATION IN WIRELESS SYSTEMS

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	17
Claims	18
Abstract	1
Declaration	3
Drawing(s)	5

Enclosures:

- Assignment cover sheet and an assignment, 2 pages, and a separate \$40 fee with Submission of Credit Card Payment.
- Assignment cover sheet and an assignment, 3 pages, and a separate \$40 fee with Submission of Credit Card Payment.
- Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i).
- Postcards (6).

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EV 399 311 256 US

December 11, 2003

Date of Deposit

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Under 35 USC §119(e)(1), this application claims the benefit of prior U.S. provisional application 60/494,437, filed August 12, 2003.

Total Claims 76; Independent Claims 4.

Basic filing fee	\$770
Total claims in excess of 20 times \$18	\$1008
Independent claims in excess of 3 times \$86	\$86
Fee for multiple dependent claims	\$0
Total filing fee:	\$1864

A Submission of Credit Card Payment for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number 13361-061001.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 678-5070.

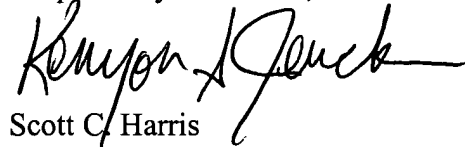
Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please direct all correspondence to the following:

23624

PTO Customer Number

Respectfully submitted,



Scott C. Harris
Reg. No. 32,030

/BY
KENYON S. JENCKES
REG. NO. 41,873

Enclosures
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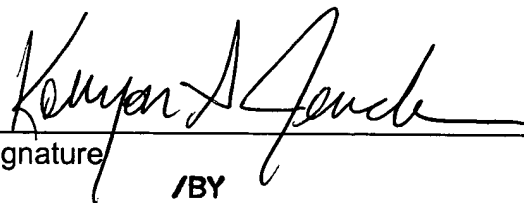
REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor		Sampath et al.
	Title	Rate Adaptation in Wireless Systems	
	Atty Docket Number		MP 0389

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

December 11, 2003

Date

Signature



/BY
KENYON S. JENCKES
REG. NO. 41,873

Scott C. Harris, Reg. No. 32,030

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**